

REMARKS

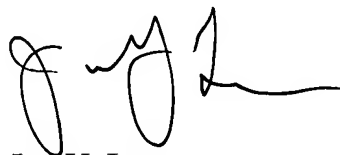
This case has been carefully reviewed and analyzed in view of the Office Action dated 1 February 2005. As mentioned, a Terminal Disclaimer and fee were hand-filed at the U.S. Patent and Trademark on 21 January 2005. A copy of that Terminal Disclaimer, its transmittal papers, and a date-stamped copy of the filing receipt are attached hereto.

In the present Office Action, the Examiner rejects Claim 1 under the judicially created doctrine of obviousness-type double patenting as being unpatentable over Claim 1 of U.S. Patent 6,527,596, in view of the Blanche reference. Prior U.S. Patent 6,527,596 is co-owned with the subject Patent Application; and, the earlier-filed Terminal Disclaimer of 21 January 2005 was submitted with reference to that prior Patent 6,527,596.

MR1939-103
Serial Number: 10/060,145
Reply to Office Action dated 1 February 2005

It is believed, therefore, that the Examiner's double patenting rejection is now obviated. Accordingly, it is now believed that the subject Patent Application has been placed fully in condition for allowance, and such action is respectfully requested.

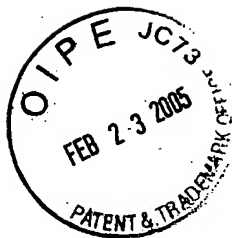
Respectfully submitted,
For: ROSENBERG, KLEIN & LEE

A handwritten signature in black ink, appearing to be 'Jun Y. Lee', with a stylized, cursive script.

Jun Y. Lee
Registration #40,262

Dated: 2/22/2005

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3458 Ellicott Center Drive
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COPY

Date: January 21, 2005
Hon. Director of Patents & Trademarks

Please acknowledge receipt of the document(s) described below by imprinting the Patent Office "date-stamp" hereon and returning this card to the addressee indicated on the reverse side hereof.



File No. MR1939-103 FEE DUE? YES AM'T ENC'D \$65.00
NO

Client Name Tun Li Su
Document(s) Filed RESPONSE

Art Unit # 2833 Examiner G. Paumen

Document Serial #/Pat. # 10/060,145

Drawing Sheets _____ Abstract Pgs. _____ # Claims _____ Spec. Pages _____

TM ☐ Patent ☒ Small Entity ☐ Large Entity ☐

Assignment ☐ Priority Document ☐ IDS ☐ Photographs ☐

Non-Publication Request ☐ Mult. Dep. Claims ☐ TM Specimen ☐

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

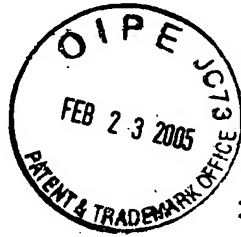
COPY

Applicant : Tun Li Su

Serial No. : 10/060,145

Filed : 1 February 2002

Title : PLUG INNER FRAME WITH :
TWISTED BLADES



Group Art Unit #2833

: Examiner: G. Paumen

PATENT APPLICATION RESPONSE

Mail Stop FEE
Honorable Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Responsive to a telephone call from the Examiner in this case, Applicant
hereby responds as follows:

Remarks/Arguments begin on page 2 of this paper.

An **Appendix** begins on page 3 which is a Terminal Disclaimer to Obviate
a Double Patenting Rejection over a "Prior" Patent.


COPY

Remarks/Arguments

Responsive to a telephone communication from the Examiner indicating allowance of this case based upon the filing of a Terminal Disclaimer to Obviate a Double Patenting Rejection Over a "Prior" Patent, attached to this paper is such Terminal Disclaimer with the Terminal Disclaimer Fee of \$65.00 being paid.

It is now believed that the subject patent application has been placed in condition for allowance and such action is respectfully requested.

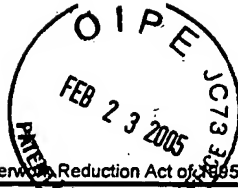
Respectfully submitted,
FOR: ROSENBERG, KLEIN & LEE


Morton J Rosenberg
Registration No. 26,049

Dated: *21 Jan 2005*

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Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

**TERMINAL DISCLAIMER TO OBVIATE A DOUBLE PATENTING
REJECTION OVER A "PRIOR" PATENT**Docket Number (Optional)
MR1939-103

In re Application of: Tun Li Su

Application No.: 10/060,145

Filed: 1 February 2002

For: PLUG INNER FRAME WITH TWISTED BLADES

COPY

The owner*, Tun Li Su, of 100 percent interest in the instant application hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application which would extend beyond the expiration date of the full statutory term **prior patent No. 6,527,596** as the term of said prior patent is defined in 35 U.S.C. 154 and 173, and as the term of said prior patent is presently shortened by any terminal disclaimer. The owner hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and the prior patent are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors or assigns.

In making the above disclaimer, the owner does not disclaim the terminal part of the term of any patent granted on the instant application that would extend to the expiration date of the full statutory term as defined in 35 U.S.C. 154 and 173 of the **prior patent**, "as the term of said prior patent is presently shortened by any terminal disclaimer," in the event that said prior patent later:

expires for failure to pay a maintenance fee;

is held unenforceable;

is found invalid by a court of competent jurisdiction;

is statutorily disclaimed in whole or terminally disclaimed under 37 CFR 1.321;

has all claims canceled by a reexamination certificate;

is reissued; or


is in any manner terminated prior to the expiration of its full statutory term as presently shortened by any terminal disclaimer.

Check either box 1 or 2 below, if appropriate.

1. ☐ For submissions on behalf of a business/organization (e.g., corporation, partnership, university, government agency, etc.), the undersigned is empowered to act on behalf of the business/organization.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

2. ☒ The undersigned is an attorney or agent of record. Reg. No. 26,049


Signature1/21/2005

Date

Morton J. Rosenberg

Typed or printed name

410-465-6678

Telephone Number

- ☒ Terminal disclaimer fee under 37 CFR 1.20(d) included.

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

*Statement under 37 CFR 3.73(b) is required if terminal disclaimer is signed by the assignee (owner).
Form PTO/SB/96 may be used for making this certification. See MPEP § 324.

This collection of information is required by 37 CFR 1.321. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.